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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE RHCEIVED CENTRAL FAX CENTER Application Number 10/783,716 FEB 2 2 2005 February 19, 2004 Filing Date First Named Inventor Marc R. Bernard REQUEST TO RESCIND PREVIOUS NONPUBLICATION REQUEST Optical Line Termination, Passive Title 35 U.S.C. 122(b)(2)(B)(ii) Optical Network, and Method and 37 C.F.R. 1.213(b) Apparatus for Performance Monitorina and Atty. Docket Number 009584-0308305 NOTICE OF FOREIGN FILING 37 C.F.R. §1.213(c) Group Art Unit 2633 Date February 22, 2005 Commissioner of Patents P.O. Box 1450 Alexandria, VA 22313 Sir: Applicants hereby rescind the previous request that the above-identified application not be published under 35 U.S.C. 122(b). Applicants submit this Notice of Foreign Filing pursuant to 37 CFR 1.213(c). A Patent Cooperation Treaty (PCT) application directed to the invention disclosed in this application was filed on February 15, 2005. This notice is filed within 45 days of the filing date of the PCT application. PILLSBURY WINTHROP LLP Reg. No. 32995 By: David A. Jakopin **CUSTOMER NO. 27498** Telephone (580) 233-4790 This request must be and is signed in compliance with 37 CFR 1.33(b). CERTIFICATE OF MAILING OR TRANSMISSION I hereby certify that this correspondence is being transmitted via facsimile to 703-305-8568, PG-PUB, Office of the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313 on February 18, 2005 Date February 22, 2005 Signature